

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
BRYSON CITY DIVISION**

CIVIL NO. 2:07CV18

DANNY STEVE HOGSED,

Plaintiff,

Vs.

**MICHAEL J. ASTRUE, Commissioner
of Social Security Administration,**

Defendant.

J U D G M E N T

For the reasons set forth in the Memorandum and Order filed
herewith,

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that
the Plaintiff's motion for summary judgment is **DENIED**; the Defendant's
motion for summary judgment is **DENIED**.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the
decision of the Commissioner denying social security benefits to the
Plaintiff is **REVERSED**; and this matter is hereby **REMANDED** to the
Commissioner for further proceedings not inconsistent with the
Memorandum and Order filed herewith.

Signed: May 20, 2008

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

